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Message Text

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11
ACTION EB-11

INFO OCT-01 EA-11 IO-15 ISO-00 AGR-20 CEA-02 CIAE-00

COME-00 DODE-00 FRB-02 H-03 INR-10 INT-08 L-03 LAB-06

NSAE-00 NSC-10 PA-03 RSC-01 AID-20 CIEP-02 SS-15

STR-08 TAR-02 TRSE-00 USIA-15 PRS-01 SPC-03 OMB-01

DRC-01 /174 W
---------- 028345
R 051700Z OCT 73
FM USMISSION GENEVA
TO SECSTATE WASHDC 1972
INFO AMEMBASSY WELLINGTON

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E.
SUBJECT: GATT ARTICLE XXVIII NEGOTIATIONS - NEW ZEALAND

REF: A. GENEVA 4992; B. STATE 170107; C. STATE 126146

1. NZ MISSION (FALCONER) GAVE ECONCOUNSELOR ON OCT 5 A COMPENSATORY OFFER LIST TO SETTLE ALL OUTSTANDING ARTICLE 28 CASES, I.E. FLOOR COVERINGS, MEASURING/ CHECKING INSTRUMENTS, MARINE ENGINES, SENSITIZED POLYESTER FIBER, ELECTRIC MOTORS AND PARTS. NZ CALCULATION OF IMPARIMENT IS 3,051,967 NZ DOLLARS. OFFER LIST AS FOLLOWS:

	PRESENT MFN TARIFF RATE	PROPOSED BINDING AV. 3 YRS TO JULY 1972	IMPORTS FROM U.SM $NZ C.D.V.
37.02.001 FILMS IN ROLLS, CINEMATOGRAPHIC	10PC	5PC	377,263

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37.02.002 X-RAY FILM	10PC	5PC	7,960

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39.03.101)	REGENERATED	25PC	25PC	320,465
03.109)	CELLULOSE	FREE	FREE	
70.17.000	LABORATORY AND PHARMACEUTICAL GLASSWARE	10PC	5PC	168,967
73.24.000	COMPRESSED OR LIQUIFIED GAS CONTAINERS	FREE	FREE	448,537
84.30.011	BAKERY MACHINERY	60PC	35PC	18,472
84.32.000	BOOKBINDING MACHINERY	20PC	10PC	115,122
84.34.009	TYPE FOUNDING AND SETTING MACHINERY	20PC	10PC	496,062
84.49.001	CHAIN SAWS	20PC	10PC	291,417
84.52.003	CASH REGISTERS	20PC	10PC	62.763
85.05.009	HAND-TOOLS (ELECTRIC) OTHER	20PC	10PC	121,706
90.17.139	MEDICAL & DENTAL INSTRUMENTS, OTHER INSTRUMENTS & APPLIANCES	15PC	12PC	662,419
	TOTAL N.Z. DOLLARS			3,091,153

2. NZ LETTER UNCLEAR WHETHER OFFER IS TO GIVE US INR. FALCONER SAID HIS AUTHORITIES ARE UNCERTAIN WHAT GATT RULES/PRACTICE ARE IN THIS RESPECT AND ASKED HIM TO CONSULT GATT SEC ABOUT POSSIBILITY OF KR-TYPE FLOATING BINDING. FALCONER WILL TAKE THIS UP WITH SEC(LINDED) NEXT WEEK. CULBERT SAID NZ WITHDRAWAL OF BOUND RATES ON ITEMS WHERE US HOLDS INR SHOULD BE REPLACED WITH NEW INRS FOR US ON ITEMS OFFERED AS COMPENSATION. ABSENCE OF INR WOULD REDUCE AND POSSIBLY ELIMINATE VALUE US MIGHT BE WILLING ASCRIBE TO PARTICULAR OFFERS.

3. FALCONER SAID GNZ, RECOGNIZING ITS IMPROPER HANDLING OF THESE CASES, HAS DECIDED TO INSTITUTE "A DELAY" BETWEEN FUTURE DECISIONS OF TARIFF BOARD AND IMPLEMENTATION THEREOF VIA OFFICIAL GAZETTE. DURATION OF DELAY NOT YET DECIDED BUT GNZ THINKING OF TWO-MONTH RULE. GNZ WISHES SEE HOW THIS WOULD WORK OUT IN A FEW CONCRETE CASES, LIKE LIMITED OFFICIAL USE

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PRESENT ONE WITH US.

4. FALCONER DREW ATTENTION TO HIGH DEGREE OF CORRESPONDENCE BETWEEN US REQUESTS (REFTELS B, C) AND NZ OFFERS INCLUDING SUBSTANTIAL CUTS ON MOST OF THEM EVEN IF NOT ALL AS DEEP AS US REQUESTED. HE SAID SPECIFIC OFFER PLUS PARA 3 ABOVE INDICATE POSITIVE RESPONSE BY BY NEW GOVT IN NZ TO US INSISTENCE NZ RESPECT ITS GATT

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OBLIGATIONS.

5. FLCONER SAID HIS RECENT CONSULTATIONS IN WELLINGTON CONVINCED HIM ONE CONTRIBUTING FACTOR BEHIND NEW GOVT'S LACK OF ZEAL FOR STRICT COMPLIANCE WITH GATT RULES IS THEIR IRRITATION OVER EC NON-NEGOTIATION OF LATTER'S ARTICLE XXIV:6 OBLIGATIONS. FALCONER SAID IT WAS VERY HARD TO PERSUADE NEW MINISTERS THAT LITTLE NZ SHOULD ABIDE BY THE LETTER OF GATT OBLIGATIONS WHILE EC CAN DO AWAY WITH NZ'S DAIRY MARKET WITHOUT COMPENSATION. FALCONER SAID NEW GOVT NEEDS TO BE ENCOURAGED TO RESPECT GATT AND HE FELT OUR OWN HANDLING OF PRESENT NZ OFFER COULD BE IMPORTANT IN THAT CONNECTION, I.E. HE HOPED WE COULD RESPOND PROMPTLY AND FAVORABLY.BASSIN

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